

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.278 of 2017

In
Civil Writ Jurisdiction Case No.14494 of 2006

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1. The State of Bihar, through the Chief Secretary, Govt. of Bihar, Patna
 2. That Commissioner, Cum Secretary, Water Resources Department, Govt. of Bihar, Patna.
 3. That Chief Engineer Water Resources Department, Balmikinagar.
 4. The Superintendent Engineer, Tirhut Canal Circle, Water Resources Department, Raxual.

... .. Appellants

Versus

Rajnandan Prasad Ravidas Son of Late Marachu Prasad Ravidas Resident of Village-Ravikar, P.S.-Ram Vilash Nagar, District-Aurangabad.

... .. Respondent

Appearance :

For the Appellant/s : Mr. Shyama Kant Singh
For the Respondent/s : Mr.

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

9 13-04-2018 Heard counsel for the appellant-State and the private respondent. Perused the order of the learned single Judge dated 31.03.2016 passed in C.W.J.C. No. 14494 of 2006.

Since the decision of the learned single Judge is based on the ratio of a Division Bench decision rendered in the case of *Dr. Paras Nath Prasad Vs. The State of Bihar and others*, reported in **1990 (2) PLJR 248**, which, in our opinion, does cover the case of the present respondent, the learned single Judge has committed no error in allowing the writ and giving a direction for giving benefits of the promoted post.



Appeal has no merit. It is dismissed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

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